Filed in Duplicate PATENT APPLICATION

I hereby certify that this paper is being deposited with the United States Postal Service on May 15, 2002, in an envelope as "Express Mail Post Office to Addressee" mailing Label No. EV017081215US addressed to the Commissioner for Patents, Washington, D.C. 20231.

niette M. Turk, Legal Assistant

May 15, 2002 (Date)

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Bernt Sweder van Asbeck, et al.

Serial No.

10/049,579

Filed:

February 13, 2002

For:

PHARMACEUTICAL PRODUCT FOR THE TREATMENT OF VIRAL INFECTIONS, IN PARTICULAR OF THE HUMAN IMMUNO-DEFICIENCY VIRUS (HIV)

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

Box: PCT - MISSING PARTS , Commissioner for Patents Washington, D.C. 20231

Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the DO/EO/US, mailed on May 7, 2002, enclosed are the following items for filing in the above-referenced U.S. patent application:

- Declaration and Power of Attorney, executed by Applicant on April 10, 2002.
- Small Entity Status is claimed under 37 CFR 1.27.
- Check to cover the small entity surcharge fee in the amount of \$65.00.
- 4. Office's copy of form PCT/DO/EO/905.

If there are additional fees, or any credits, please charge such amounts to Deposit Account No. 13-4213. A duplicate of this paper is provided for accounting.

Having now complied with all of the requirements of 35 USC § 371, Applicants respectfully request that an Official Filing Receipt be issued and this application be placed in line for examination.

Further, the undersigned requests that the firm's CUSTOMER NO. 005179 be associated with this file.

05179
PATENT TRADEMARK OFFICE

Respectfully submitted,

By:

Jeffrey D. Myers, Reg. No. 35,964

Direct line: (505) 998-1502

Dated: May 15, 2002

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#### UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT United States Patent and Trademark Office Washington, D.C. 20231

U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY. DOCKET NO. 10/049,579 Bernt Sweder VAN ASBECK 30394-1064 INTERNATIONAL APPLICATION NO.

PCT/NL00/00559

I.A. FILING DATE Myers Jeffrey D

08/09/2000

PRIORITY DATE 08/13/1999

Peacock Myers & Adams PO Box 26927 Albuquerque, NM 87125-6927

**CONFIRMATION NO. 7721 371 FORMALITIES LETTER** \*OC000000008021328\*

Date Mailed: 05/07/2002

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Priority Document
- Copy of the International Application
- · Copy of the International Search Report
- · Oath or Declaration
- · Request for Immediate Examination



The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$65 Surcharge for providing the oath or declaration later than the appropriate 20 months months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a). "ECEIVED

MAY 1 3 2002

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

• \$65 Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

FRANCINE YOUNG

Telephone: (703) 305-3662

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/049,579	PCT/NL00/00559	30394-1064

FORM PCT/DO/EO/905 (371 Formalities Notice)

05/24/2002 SNAJARRO 00000128 10049579

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